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5 Attorneys for Plaintiff  
6 PLANTRONICS, INC.

7  
8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION  
11

12 PLANTRONICS, INC., a Delaware  
corporation,

13 Plaintiff,

14 v.  
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16 AMERICAN HOME ASSURANCE  
COMPANY, a New York corporation; THE  
INSURANCE COMPANY OF THE STATE  
17 OF PENNSYLVANIA, a Pennsylvania  
corporation; ATLANTIC MUTUAL  
18 INSURANCE COMPANY, a New York  
corporation,

19 Defendants.  
20

CASE NO. C07-06038 PVT

**STIPULATION AND [PROPOSED] ORDER  
CONTINUING CASE MANAGEMENT  
CONFERENCE TO APRIL 22, 2008**

(Honorable Patricia V. Trumbull)

**STIPULATION**

WHEREAS, the complaint was filed on November 29, 2007;

WHEREAS, on November 29, 2007, the Court set an initial case management conference for March 18, 2008;

WHEREAS, on January 31, 2008, plaintiff, Plantronics, Inc. ("Plantronics"), filed a motion to stay the action, pending resolution of underlying litigation currently pending against Plantronics, as to which this action relates;

WHEREAS, concurrently with its motion to stay proceedings, Plantronics filed a motion for an order shortening time on its motion to stay the action, requesting a hearing date on its motion to stay of February 19, 2008;

WHEREAS, on February 1, 2008, this Court denied Plantronics' motion for an order shortening time on its motion to stay the action;

WHEREAS, that order was specifically without prejudice to Plantronics' seeking a stipulated continuance of the scheduling deadlines;

WHEREAS, on February 4, 2008, defendant Atlantic Mutual Insurance Company ("Atlantic Mutual") filed a motion to dismiss plaintiff's complaint, which is set for hearing on March 18, 2008;

WHEREAS, on February 5, 2008, Plantronics re-filed its motion to stay the action, and set the motion for hearing on March 18, 2008;

WHEREAS, pursuant to the Court's November 29, 2007, order, the parties are to meet and confer regarding initial disclosures by February 26, 2008, and to file their Rule 26(f) reports by March 11, 2008;

WHEREAS, the parties agree that it would be more efficient and it would avoid the possible waste of judicial resources to have the benefit of the Court's rulings on the motion to stay and motion to dismiss before the case management conference is held, and before the parties meet and confer regarding initial disclosures, and they file their Rule 26(f) Reports;

WHEREAS, the parties agree that the case management conference should be continued to April 22, 2008, and the associated scheduling deadlines should be continued

1 accordingly;

2 NOW, THEREFORE, subject to the Court's approval, the parties STIPULATE  
3 that the case management conference scheduled for March 18, 2008, be continued to April 22,  
4 2008, and that the associated case scheduling deadlines be continued accordingly.

5 IT IS SO STIPULATED.

6 Dated: February 11, 2008

LATHAM & WATKINS LLP

7  
8 By: Paul T. Llewellyn  
9 Paul T. Llewellyn  
10 Attorney for Plaintiff  
11 Plantronics, Inc.

12  
13 Dated: February 11, 2008

ROPERS, MAJESKI, KOHN & BENTLEY

14 By: \_\_\_\_\_  
15 Dean A. Pappas  
16 Attorney for Defendant  
17 Atlantic Mutual Insurance Company

18  
19 Dated: February 11, 2008

LEWIS BRISBOIS BISGAARD & SMITH

20 By: \_\_\_\_\_  
21 Glenn A. Friedman  
22 Attorney for Defendants  
23 American Home Assurance Company and  
24 The Insurance Company of the State of  
25 Pennsylvania

1 accordingly;

2 NOW, THEREFORE, subject to the Court's approval, the parties STIPULATE  
3 that the case management conference scheduled for March 18, 2008, be continued to April 22,  
4 2008, and that the associated case scheduling deadlines be continued accordingly.

5 IT IS SO STIPULATED.

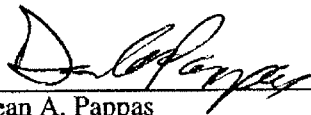
6 Dated: February \_\_, 2008

LATHAM & WATKINS LLP

7  
8 By: \_\_\_\_\_  
Paul T. Llewellyn  
Attorney for Plaintiff  
9 Plantronics, Inc.

10  
11 Dated: February 11, 2008

ROPERS, MAJESKI, KOHN & BENTLEY

12  
13 By:   
Dean A. Pappas  
Attorney for Defendant  
14 Atlantic Mutual Insurance Company

15  
16 Dated: February \_\_, 2008

LEWIS BRISBOIS BISGAARD & SMITH

17  
18 By: \_\_\_\_\_  
Glenn A. Friedman  
Attorney for Defendants  
19 American Home Assurance Company and  
20 The Insurance Company of the State of  
21 Pennsylvania

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5 IT IS SO STIPULATED.

6 Dated: February \_\_, 2008

LATHAM & WATKINS LLP

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11 Dated: February \_\_, 2008

ROPER, MAJESKI, KOHN & BENTLEY

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16 Dated: February \_\_, 2008

LEWIS BRISBOIS BISGAARD & SMITH

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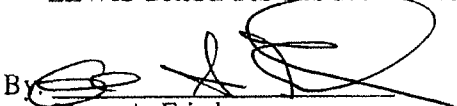
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By: \_\_\_\_\_  
Paul T. Llewellyn  
Attorney for Plaintiff  
Plantronics, Inc.

By: \_\_\_\_\_  
Dean A. Pappas  
Attorney for Defendant  
Atlantic Mutual Insurance Company

By:  \_\_\_\_\_  
Glenn A. Friedman  
Attorney for Defendants  
American Home Assurance Company and  
The Insurance Company of the State of  
Pennsylvania

**ORDER**

Pursuant to the above stipulation of the parties, and good cause appearing, IT IS ORDERED that the case management conference shall be continued to April 22, 2008, and that the associated case scheduling deadlines shall be continued accordingly.

Dated: February \_\_, 2008

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Patricia V. Trumbull  
United States Magistrate Judge